HIGH COURT OF CHHATTISGARH : BILASPUR

Division Bench

W.P.(S)No.784/2007

Coram : Hon'ble Shri Jagdish Bhalla, Acting CJ &
Hon'ble Shri Satish K. Agnihotri, J

PETITIONER

M.W. Ansari, Aged about 45 years, S/o. – Late Hazi Ahmed Ali, Presently posted as Inspector General of Police (Training), Police Head Quarter, Raipur (CG)

Vs.

RESPONDENTS

1. Union of India, Through the Principal Secretary, Ministry of Home Affairs, New Delhi-110001.
2. State of Madhya Pradesh, Through the Secretary, Department of Home Affairs, Vallabh Bhawan, Bhopal (MP).
3. State of Chhattisgarh, Through the Secretary, Department of Home Affairs, D.K.S. Bhawan, Mantralaya, Raipur (CG).
4. Shri S.P. Pandey, (IPS) C/o. Director General of Police, Police Head Quarter Bhopal, Madhya Pradesh
5. S. Ibrahim (IPS) Joint Director, Intelligence Bureau (Ministry of Home Affairs North Block, New Delhi).
6. Shri A. K, Dhasmana (IPS) Joint Director (RAV) Research & Analysis Wing Through the Home Secretary, Government of India, Ministry of Home Affairs, North Block, New Delhi.
7. Sri Vijay Kumar Singh (IPS) C/o. Director General of Police, Police Head Quarter, Bhopal, Madhya Pradesh.
8. Sri Rajendra Kumar (IPS) C/o. Director General of Police, Police Head Quarter, Bhopal, Madhya Pradesh.
9. Sri Dr. S. K.Shrivastava (IPS) C/o. Director General of Police, Police Head Quarter, Bhopal, Madhya Pradesh.
10. Sri Sanjiv Kumar Singh (IPS) C/o. Director General of Police, Police Head Quarter, Bhopal, Madhya Pradesh.
11. Sri Seshowan Banerjee (IPS) C/o. Director General of Police, Police Head Quarter, Bhopal, Madhya Pradesh.

12. Ms. A. Shanker (IPS) C/o. Director General of Police, Police Head Quarter, Bhopal, Madhya Pradesh.

13. Sri P.K.Shrivastava (IPS) C/o. Director General, CBI, Superintendent of Police, (Anti Corruption), CBI, CBI Head Quarters, New Delhi.

14. Sri Rajiv Kumar Gupta (IPS) C/o. Director General of Police, Police Head Quarter, Bhopal, Madhya Pradesh.

15. Sri Raja Babu Singh (IPS) C/o. Director General of Police, Police Head Quarter, Bhopal, Madhya Pradesh.

16. Sri K.Vaiphei (IPS) C/o. Director General of Police, Police Head Quarter, Bhopal, Madhya Pradesh.

17. Sri D.C. Sagar (IPS) C/o. Director General of Police, Police Head Quarter, Bhopal, Madhya Pradesh.

18. Mohd. Shahid Absar (IPS) C/o. Director General of Police, Police Head Quarter, Bhopal, Madhya Pradesh.

19. Vishwaranjan, IPS C/o. Director General of Police, Police Head Quarter, Raipur (CG).

20. O. P. Rathore, IPS C/o. Director General of Police, Police Head Quarter, Raipur (CG).

21. Praveen Mahendru IPS C/o. Director General of Police, Police Head Quarter, Raipur (CG).

22. Anil M. Navaney, IPS C/o. Director General of Police, Police Head Quarter, Raipur (CG).

23. Ram Niwas, IPS C/o. Director General of Police, Police Head Quarter, Raipur (CG).

24. A. N. Uppadhyay, IPS C/o. Director General of Police, Police Head Quarter, Raipur (CG).

25. D.M. Awasthi, IPS C/o. Director General of Police, Police Head Quarter, Raipur (CG).

26. Binay Kumar Singh, IPS C/o. Director General of Police, Police Head Quarter, Raipur (CG).

121

27. Ashok Juneja, IPS C/o. Director General of Police, Police Head Quarter, Raipur (CG).

28. Rajesh Mishra, IPS C/o. Director General of Police, Police Head Quarter, Raipur (CG).

29. Arundeo Gautam, IPS C/o. Director General of Police, Police Head Quarter, Raipur (CG).

30. Gurjinder Pal Singh, IPS C/o. Director General of Police, Police Head Quarter, Raipur (CG).

31. T.J. Longkumar, IPS C/o. Director General of Police, Police Head Quarter, Raipur (CG).

32. Vivekanand, IPS C/o. Director General of Police, Police Head Quarter, Bhopal, Raipur (CG).

(Writ Petition under Article 226/227 of the Constitution of India)

Present :

Shri Anand Kumar Tiwari, counsel for the petitioner.
Shri Sumesh Bajaj, Government Advocate for the State.
Shri Bhaskar Pyasi, counsel for the respondents No. 7 to 12 & 17.
Ms. Ritu Mishra, counsel for the respondent No.25.
None for other respondents.

ORAL ORDER

(Passed on 10th October, 2007)

Learned counsel appearing for the petitioner submits that the petitioner was necessary party before the Central Administrative Tribunal (for short, "the Tribunal") in the light of the order dated 16th September, 2005 passed by the Tribunal, Jabalpur Bench, in Original Applications No. 525 and 526 of 2005. Some other matters regarding re-allocation of the IPS officers are still pending before the same Bench in which petitioner is also a party.

2) Interest of justice would be served if the petitioner approaches the Tribunal by filing original application or by making review application as advised. In case review application is moved, while considering the delay, the Tribunal shall consider the period between filing of this petition and its decision as explained. Therefore, the review petition shall not be

122

dismissed on the ground of delay between 1-2-2007 to 10-10-2007, if review petition is filed by 22-10-2007

3) In view of the above, this petition is disposed of.

Sd/-
Acting Chief Justice

Sd/-
Satish K.Agnihotri
Judge

raju